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SECRETARIAT OF THE KERALA LEGISLATURE

NOTIFICATION

No. 3028/LA3/71. *Dated, Trivandrum, 9th April* 1971.

The following Bill together with the Statement of Objects and Reasons, the Financial Memorandum and the Memorandum regarding Delegated Legislation is published, under Rule 67 of the Rules of Procedure and Conduct of Business in the Kerala Legislative Assembly.

DR. R. PRASANNAN,
Secretary,
Legislative Assembly.

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Fourth Kerala Legislative Assembly

Bill No. 55

THE KERALA AGRICULTURAL UNIVERSITY BILL, 1971

A

BILL

to establish and incorporate a University for the development of agriculture in the State of Kerala.

Preamble.—WHEREAS it is expedient to establish and incorporate a University for the development of agriculture in the State of Kerala;

BE it enacted in the Twenty-second Year of the Republic of India as follows:—

CHAPTER I

PRELIMINARY

1. *Short title, extent and commencement.*—(1) This Act may be called the Kerala Agricultural University Act, 1971.

(2) It extends to the whole of the State of Kerala.

(3) It shall be deemed to have come into force on the 24th day of February, 1971.

2. *Definitions.*—In this Act, unless the context otherwise requires,—

(1) "Academic Council" means the academic Council of the University;

(2) "agriculture" means the basic and applied sciences of soil and water management, crop production including production of all garden crops, animal husbandry including veterinary and dairy science, fisheries, forestry including farm forestry, home science, agricultural engineering and technology, marketing, processing, co-operation, land use and management and the economic and social uplift of the rural people;

(3) "appointed day" means the date appointed under sub-section (3) of section 1 for the coming into force of this Ordinance;

(4) "Authority" means any authority of the University specified in section 9;

(5) "Board" means the Board of Management constituted under section 10;

(6) "college" means a constituent college of the University under the direct control and management of the Board and the principal executive office of the University, whether located at the headquarters campus or elsewhere;

(7) "extension education" means the educational activities concerned with the training of farmers and home makers and other groups serving agriculture in improved agricultural practices and the various phases of scientific technology related to agriculture and agricultural production and marketing and includes demonstration to carry the new technology and innovation to farms and farm homes through the Department concerned with the subject matter of the demonstration;

(8) "Faculty" means a Faculty of the University;

(9) "Governor" means the Governor of the State of Kerala;

(10) "hostel" means a place of residence for students of the University maintained or recognised by the University, either as a part of, or separate from, a college;

(11) "Officer" means an Officer of the University specified in section 18 or other person in the employment of the University designated as an officer by the Statutes;

(12) "prescribed" means prescribed by the statutes made under this Act;

(13) "Principal" means the chief executive officer of a college which has been, or is to be, taken over by, and to become a constituent college of, the University and refers only to the status of such an officer prior to the college being taken over by the University and such officer may have a different title under the University structure;

(14) "Registrar" means the Registrar of the University;

(15) "Regulations" means the regulations of the University made under this Act;

(16) "Scheduled Castes" means the scheduled castes specified in relation to the State under article 341 of the Constitution of India;

(17) "Scheduled Tribes" means the scheduled tribes specified in relation to this State under article 342 of the Constitution of India;

(18) "State" means the State of Kerala;

(19) "Statutes" means the statutes of the University made under this Act;

(20) "student of the University" means a person enrolled in the University for taking a course of study for a degree, diploma or other academic distinction duly instituted;

(21) "teacher" means a person appointed or recognised by the University for the purpose of imparting instructions or conducting and guiding research or extension programmes, and includes any other person who may be declared by the Statutes to be a teacher;

(22) "University" means the Kerala Agricultural University established and incorporated under this Act.

CHAPTER II

THE UNIVERSITY

3. *Incorporation of the University.*—(1) There shall be established and incorporated in and for the State of Kerala, a University by the name "The Kerala Agricultural University" which shall consist of a Chancellor, a Pro-Chancellor, a Vice-Chancellor, a Pro-Vice Chancellor, if any, a Board of Management, and an Academic Council and other authorities and officers as set forth in this Act or as provided in the Statutes.

(2) The University shall be a body corporate having perpetual succession and a common seal and shall sue and be sued by the said name.

(3) The University shall be competent to acquire and hold property both movable and immovable, to lease, sell or otherwise transfer any movable or immovable property which may have become vested in or have been acquired by it for the purpose of the University, and to borrow moneys from the Central Government or any State Government or from any body corporate approved by the Government of Kerala and to contract and to do all other things necessary for the purposes of this Act.

(4) In all suits and other legal proceedings by or against the University, the pleading shall be signed and verified by the Registrar and all processes in such suits and proceedings shall be issued to, and served on, the Registrar.

(5) The headquarters of the University shall be at Mannuthy in Trichur district and it may extend to any contiguous area.

4. *Territorial Jurisdiction.*—(1) With respect to teaching at the University or college level, and research and extension educational programmes in the field of agriculture, the territorial jurisdiction and responsibility of the University shall extend to the entire State of Kerala.

(2) The University may assume responsibility for the maintenance of Gram Sevak and Gram Sevika Training Centres and for the programme of training of field extension workers therein, and for the establishment, development and operation of agricultural polytechnics as may be required in various parts of the State.

(3) All colleges, research and experimental stations and other institutions coming under the jurisdiction and authority of the University shall form constituent units of the University under the full management and control of the Officers and Authorities of the University and no college, research or experimental station or other institution shall be recognised as an affiliated unit.

5. *Objects of the University.*—The following shall be the objects of the University:—

(1) making provision for imparting education in different branches of study, particularly agriculture, horticulture, veterinary and animal science, fisheries, forestry, agricultural engineering, home science and other allied branches of learning and scholarship;

(2) furthering the advancement of learning and prosecution of research, particularly in agriculture and other allied sciences;

(3) undertaking an extension education programme; and

(4) such other purposes as the University may from time to time determine.

6. *Admission to the University.*—(1) The University shall, subject to the provisions of this Act and the Statutes, be open to all persons:

Provided that nothing in this section shall be deemed to require the University to admit to any course of study any person who does not meet the prescribed academic standards for admission or to retain on the rolls of the University any person whose academic records are below the minimum standards required for the award of a degree or diploma or certificate, or whose personal conduct is such as to be enimical to the purposes of the University or to the appropriate rights and privileges of other students and staff, or to admit to any course of study a larger number of students than can be accommodated with the available facilities of the University and as determined by the Academic Council.

(2) Subject to the provisions of sub-section (1), the State Government may direct that the University shall reserve in colleges seats for Scheduled Castes, Scheduled Tribes and candidates from other States in India:—

Provided that no such person shall be entitled to be admitted to the University unless he or she meets the standards laid down by the University in respect of such candidates.

7. *Powers and functions of the University.*—The University shall have the following powers and functions, namely:—

(1) to provide for instruction in agriculture and other allied branches of learning as the University may deem fit;

(2) to make provisions for conduct of research in agriculture and allied branches of learning;

(3) to make provisions for dissemination of the findings of research and technical information through an extension education programme;

(4) to institute degrees, diplomas and other academic distinctions;

(5) to institute courses of study and hold examinations for, and confer degrees, diplomas and other academic distinctions on, persons who have,—

(a) pursued a course of study as prescribed, or

(b) carried out research in the University or an institution recognised in this behalf by the University as prescribed;

(6) to confer honorary degrees and other distinctions as may be prescribed;

(7) to provide lectures and instructions for field workers, village leaders and other persons not enrolled as regular students of the University and to grant them such certificates as may be prescribed;

(8) to co-operate with other Universities and authorities in such manner and for such purpose as the University may determine, subject to the limitations set forth in section 4;

(9) to maintain colleges relating to agriculture, fisheries, dairying, veterinary medicine, animal science, home science, agricultural engineering, forestry and allied sciences;

(10) to maintain laboratories, libraries, research stations, farms, plantations, institutions and museums for teaching, research and extension education;

(11) to create posts for teaching, research and extension education and to appoint persons to such posts;

(12) to create administrative and other posts and to appoint persons to such posts;

(13) to institute and award fellowships, scholarships and prizes in accordance with the Statutes;

(14) to fix, demand and receive such fees and other charges as may be prescribed;

(15) to institute and maintain residential accommodations for students and staff of the University;

(16) to supervise and control the residence, conduct, and discipline of the students of the University and to make arrangements for promoting their health and welfare; and

(17) to do all such acts and things whether incidental to the powers aforesaid or not as may be necessary for the furtherance of the objects of the University:

Provided that nothing contained in this section shall be deemed to authorise the University to carry out extension work in the State.

8. *Visitation and inspection.*—(1) The Government shall have the right to cause an inspection to be made by such person or persons as the Government may direct of the University, its buildings, laboratories, libraries, museums, workshops and equipment and any institution, college or hostel maintained or administered by the University, of the teaching and other work conducted by the University or under its auspices and of the conduct of any other functions of the University, and to cause an inquiry to be made in respect of any matter connected with the administration and finances of the University.

(2) The Government shall, before causing an inquiry or inspection under sub-section (1), give due notice to the University of Government's intention to cause an inspection or inquiry to be made, and the University shall be entitled to appoint a representative who shall have the right to be present and to be heard at such inspection or inquiry.

(3) The Government shall communicate to the Board the views of the Government with reference to the results of such inspection or inquiry,

and may after ascertaining the opinion thereon of the University, advise the University upon the action to be taken and fix a time limit for taking such action.

(4) The University shall, within the time limit so fixed, report to the Government the action which has been taken or is proposed to be taken on the advice tendered by the Government.

(5) The Government may, where action has not been taken by the University to the satisfaction of the Government within the time limit fixed, after considering any explanation furnished or representation made by the University, issue such directions as the Government may think fit and the University shall comply with such directions.

(6) Notwithstanding anything contained in sub-sections (1) to (5), if at any time the Government are of opinion that the affairs of the University are not managed in furtherance of the objects of the University, or in accordance with the provisions of this Act, the Statutes and the Regulations, or that special measures are desirable to maintain the standards of teaching of the University, the Government may indicate to the University any matter in regard to which they desire an explanation and call upon the University to offer such explanation within such time as may be specified by the Government.

(7) If the University fails to offer any explanation within the time specified under sub-section (6) or offers an explanation which in the opinion of the Government is unsatisfactory, the Government may issue such instructions as appear to them to be necessary and desirable in the circumstances of the case and may exercise such powers as they deem necessary for giving effect to the instructions.

(8) The University shall furnish such information relating to the administration of the University as the Government may require.

CHAPTER III

AUTHORITIES OF THE UNIVERSITY

9. *Authorities of the University.*—The following shall be the authorities of the University, namely:—

(1) The Board of Management;

(2) the Academic Council;

(3) the Board of Studies of each Faculty;

(4) such other bodies as may be specified by the Statutes to be authorities of the University.

10. *Constitution of Board of Management.*—(1) The Chancellor shall, as soon as possible after the first Vice-Chancellor is appointed under sub-section (3) of section 21, constitute the Board of Management.

(2) The Board shall consist of the following members, namely:—

(i) the Vice-Chancellor,

(ii) the Secretaries to Government in the Departments of Agriculture, Development and Finance (*ex-officio*),

(iii) two agricultural scientists with background of agricultural research or education to be nominated by the Chancellor,

(iv) two progressive farmers to be nominated by the Chancellor,

(v) an industrialist or manufacturer having special knowledge in agricultural development, one woman social worker, preferably having background of rural advancement, an engineer, and an educationist, to be nominated by the State Government,

(vi) a representative of the Indian Council of Agricultural Research,

(vii) the Deans of Faculties (*ex-officio*),

(viii) the Pro-Vice-Chancellor, if any,

(ix) one representative each of the Kerala University and the Calicut University, to be nominated by the respective Vice-Chancellors,

(x) The Director of Agriculture,

(xi) the Director of Animal Husbandry,

(xii) the Registrar of Co-operative Societies,

(xiii) The Director of Dairy Development,

(xiv) the Director of Fisheries,

(xv) the Chief Conservator of Forests,

(xvi) two representatives from the Kerala State Assembly to be nominated by the Chancellor.

(3) The Vice-Chancellor shall be the Chairman and the Registrar shall be the non-member Secretary of the Board.

(4) The terms of office of members of the Board, other than ex-*officio* members, shall be three years and a member shall be eligible to serve more than one term:

Provided that a member appointed to a casual vacancy shall hold office only for the remainder of the period for which the person in whose place he was appointed would have been a member.

(5) Five members of the Board shall form the quorum for a meeting of the Board.

(6) The members of the Board shall not be entitled to receive any remuneration from the University except such daily and travelling allowances as may be prescribed.

11. *Powers and duties of the Board.*—(1) The Board shall exercise and perform the following powers and functions, namely:—

(a) review and consider the financial requirements and estimates for the University and approve its budget;

(b) approve the recommendations for appointment of officers, teachers and other staff of the University in the manner prescribed;

(c) provide for the administration of any funds placed at the disposal of the University for the purposes intended;

(d) arrange for the investment and withdrawal of funds of the University;

(e) borrow money for capital improvements and make suitable arrangements for its repayment;

(f) provide for accepting, acquiring, holding and disposal of property on behalf of the University;

(g) direct the form and use of the common seal of the University;

(h) appoint such committees, either standing or temporary, as the Board may consider necessary;

(i) determine and regulate all policies relating to the University in accordance with this Act and the Statutes;

(j) make financial provision for instruction, teaching and training in such branches of learning and courses of study as determined by the Academic Council for the purposes of this Act and for research and for the advancement and dissemination of knowledge;

(k) provide for the establishment and maintenance of Colleges, hostels, laboratories, experimental farms and other facilities necessary for carrying out the purposes of this Act;

(l) make provision for instituting and conferring degrees, diplomas and other academic distinctions;

(m) provide for institution, maintenance and award of scholarships, fellowships, studentships, medals and prizes;

(n) accept on behalf of the University, trusts, bequests and donations;

(o) exercise such other powers and perform such other duties not inconsistent with this Act or the Statutes as may be necessary for carrying out the purposes of this Act.

(2) The Board shall meet at such times and in such places as it considers necessary:

Provided that it shall hold meetings at least every two months and at least half of such meetings shall be held in any of the constituent units of the University.

(3) The Board may, for purposes of consultation, invite any person having experience or special knowledge on any subject under consideration to attend its meetings and any person so invited may speak in, and otherwise take part in the proceedings of such meeting but shall not be entitled to vote at such meeting.

(4) Any such person shall be entitled to such allowances for attending the meeting as may be prescribed.

12. *Constitution of the Academic Council.*—(1) The Academic Council shall consist of the following members, namely:—

(a) the Vice-Chancellor,

(b) the Pro-Vice-Chancellor, if any,

(c) the Deans of faculties,

(d) the Director of Research,

(e) the Director of Extension,

(f) the Directors of Instruction,

(g) the Director of Student Welfare,

(h) the Librarian,

(i) six members from amongst the Heads of Departments of the faculties nominated by the Vice-Chancellor on rotational basis,

(j) the Registrar, and

(k) such other members as may be prescribed, including representatives of students.

(2) The Vice-Chancellor shall be the Chairman and the Registrar shall be the Secretary of the Academic Council.

(3) The Academic Council may co-opt as members, not more than ten persons for such periods and in such manner as may be prescribed, so as to secure adequate representation to different aspects of agriculture.

(4) The quorum for a meeting of the Academic Council shall be ten.

13. *Powers, functions and duties of the Academic Council.*—(1) The Academic Council shall be in charge of the academic affairs of the University, and shall, subject to the provisions of this Act and the Statutes, superintendent, direct and control, and be responsible for the maintenance of standards of instruction, education and examination and other matters connected with the conferment of degrees or award of diplomas, and shall exercise such other powers and perform such other duties as may be conferred or imposed on it by the Statutes.

(2) The Academic Council shall advise the Vice-Chancellor on all academic matters.

(3) The Academic Council shall have power to make Regulations consistent with this Act and the Statutes relating to all academic matters subject to its control, and to amend or repeal such Regulations.

(4) In particular, and without prejudice to the generality of the foregoing power, the Academic Council shall have power—

(a) to advise the Board on all academic matters including the control and management of libraries;

(b) make recommendations for the institution of professorships, associate professorships, readerships and teacherships, and other teaching posts and in regard to the duties thereof;

(c) to formulate, modify or revise schemes for the constitution or reconstitution of departments of teaching, research and extension education;

(d) to make Regulations regarding the admission of students to the University, and to determine the number of students to be admitted;

(e) to make Regulations relating to the courses of study leading to degress, diplomas and certificates;

(f) to make Regulations relating to the conduct of examinations and to maintain and promote standards;

(g) to make recommendations regarding post-graduate teaching, research and extension education;

(h) to make recommendations regarding the qualifications to be prescribed for teachers in the University; and

(i) to exercise such other powers and perform such other duties as may be conferred or imposed on it by or under the provisions of this Act.

14. *The faculties.*—(1) The University shall have the faculties of basic sciences and humanities, agriculture, co-operation, veterinary and animal science, home science, fisheries, forestry and agricultural engineering and technology and such other faculties as may be prescribed.

(2) Each faculty shall comprise such departments and with such assignments of subjects of study as may be prescribed.

(3) There shall be a Board of Studies of each faculty, the constitution and powers of which shall be such as may be prescribed.

(4) (a) The Dean shall be the Chairman of the faculties under him, and be responsible for the faithful observance of the Statutes and Regulations relating to those faculties and for the organisation and conduct of the teaching, research and extension work of the departments comprised therein.

(b) In carrying out the research and extension programmes, he shall work in close co-operation with the Director of Research and the Director of Extension respectively.

(5) (a) Each department shall have a Head whose appointment powers and duties shall be as prescribed and who shall be responsible to the Director of Instruction for the proper organisation and working of the department.

(b) He shall also be responsible to the Director of Research and the Director of Extension respectively, for the research and extension programmes entrusted to his department.

15. *Constitution of Committees.*—Every authority shall have the power to appoint committees which may, unless otherwise provided in this Act or the Statutes, consist of the members of the authority, and such other persons as it may think fit.

16. *Provisions relating to membership in authorities.*—(1) save as otherwise provided in this Act any casual vacancy among the members, other than *ex-officio* members of any authority or other body of the University shall be filled, as soon as may be convenient, by the person or body who appointed, elected or co-opted the member whose place has become vacant, and the person appointed, elected or co-opted to a casual vacancy shall be a member of such authority or body, for the remaining period for which the person whose place he fills would have been a member.

(2) The Board may remove any person from membership of any authority or body of the University on the ground that such person has been convicted of an offence involving moral turpitude, provided that no order for removal shall be passed against any person without giving him an opportunity for being heard.

(3) Any person who is a member of any authority of the University as a representative of another body, whether of the University or not, shall retain his seat on the University authority or body only so long as he continues to be a member of the body by which he was appointed or elected and thereafter till his successor is duly appointed, elected or co-opted.

(4) If any question arises as to whether any person has been duly appointed, elected or co-opted as, or is entitled to be, a member of any authority of the University subordinate to the Board, or as to whether any decision of the University is in accordance with this Act and the Statutes the question shall be referred to the Chancellor whose decision thereon shall be final.

17. *Savings of validity.* (1) No act or proceedings of any authority or other body of the University shall be invalid merely by reason of any defect in the constitution of such authority or body, existence of a vacancy or vacancies among its members or by reason of some person having taken part in the proceedings who is subsequently found not to have been entitled to do so.

(2) Save as otherwise provided in this Act, all acts and orders in good faith done and passed by the University or any authority or body of the University shall be final, and no suit shall be instituted against or damage claimed from the University or authority or body for anything done or purported to be done in pursuance of this Act, the Statutes and Regulations made thereunder.

(3) No suit, prosecution or other proceedings shall lie against any officer or other employee of the University for any act done or purported to be done under this Act or the Statutes without the previous sanction of the board.

(4) No officer or other employee of the University shall be liable in respect of any such act in any civil or criminal proceedings if the act was done in good faith and in the course of the execution of the duties or in the discharge of the functions imposed by or under this Act.

CHAPTER IV

OFFICERS

18. *Officers of the University.*—The following shall be the Officers of the University, namely:—

(1) the Chancellor,

(2) the Pro-Chancellor,

(3) the Vice-Chancellor,

(4) the Pro-Vice-Chancellor, if any,

(5) the Registrar,

(6) the Comptroller,

(7) the Director of Physical Plant,

(8) the Librarian,

(9) the Deans of Faculties,

(10) the Director of Student Welfare,

(11) the Directors of Instruction,

(12) the Director of Research,

(13) the Director of Extension,

(14) such other persons in the service of the University as may be declared by the Statutes to be officers of the University.

19. *The Chancellor.*—(1) The Governor shall by virtue of his Office, be the Chancellor of the University.

(2) The Chancellor shall be the Head of the University, and shall, when present, preside at any convocation of the University.

(3) Every proposal to confer an honorary degree shall be subject to confirmation by the Chancellor.

(4) The Chancellor shall exercise such other powers and perform such other duties as may be conferred or imposed on him by this Act or the Statutes.

20. *The Pro-Chancellor.*—(1) The Minister for Agriculture of the State of Kerala shall by virtue of his office, be the Pro-Chancellor of the University.

(2) In the absence of the Chancellor or during his inability to act, the Pro-Chancellor shall exercise all the powers and perform all the functions of the Chancellor.

(3) The pro-Chancellor shall also exercise such other powers and perform such other duties of the Chancellor as the Chancellor may by order in writing delegate to the Pro-Chancellor, and such delegation may be subject to such restrictions and conditions as may be specified in such order.

21. *The Vice-Chancellor.*—(1) The Vice-Chancellor shall be a full-time Officer of the University.

(2) (a) The Vice-Chancellor shall be appointed by a selection committee consisting or a nominee of the Chancellor the Director-General of the Indian Council of Agricultural Research and one nominee of the Board of Management:

Provided that the nominee of the Board of Management shall not be from among the members of the Board or an employee of the University.

(b) The nominee of the Chancellor shall be the Chairman of the selection committee.

(c) The selection committee may establish its own procedure for securing names of possible candidates for consideration and for consultation with, and receiving suggestions from, individuals or bodies it considers appropriate.

(3) Notwithstanding anything contained in sub-section (2), the first Vice-Chancellor after the commencement of this Act shall be appointed by the Chancellor for a period not exceeding five years on such terms and conditions as the Chancellor may determine.

(4) The Vice-Chancellor shall normally hold office for a term of five years and shall be eligible for re-appointment for one additional term of five years.

(5) The emoluments and other conditions of service of the Vice-Chancellor shall be such as may be prescribed and shall not be varied to his disadvantage after his appointment.

(6) The Vice-Chancellor may by writing under his hand addressed to the Chancellor, resign his office.

(7) The resignation of the Vice-Chancellor shall be delivered to the Chancellor ordinarily at least sixty days prior to the date on which the Vice-Chancellor wishes to be relieved from his office, but the Chancellor may relieve him earlier.

(8) The resignation of the Vice-Chancellor shall take effect from the date of relief.

(9) In the temporary absence of the Vice-Chancellor on leave or until such time the vacancy caused by any other manner is filled, a Pro-Vice-Chancellor, if any, or in the absence of a Pro-Vice-Chancellor, the seniormost Dean shall temporarily carry on the routine duties of the Office of the Vice-Chancellor.

(10) Where the post of Vice-Chancellor falls permanently vacant either by resignation or otherwise, the vacancy shall be filled by the Chancellor in accordance with the provisions of sub-section (2) and the Vice-Chancellor so appointed shall hold office for a full term of five years.

22. *Powers and duties of the Vice-Chancellor.*—(1) The Vice-Chancellor shall be the principal executive and academic officer of the University and *ex-officio* Chairman of the Board and of the Academic Council and shall, in the absence of the Chancellor and the Pro-Chancellor, preside at the convocation of the University and confer degrees on persons entitled to receive them.

(2) The Vice-Chancellor shall exercise general control over the affairs of the University and shall be responsible for the due maintenance of discipline in the University.

(3) The Vice-Chancellor shall convene meetings of the Board and the Academic Council.

(4) The Vice-Chancellor shall ensure the faithful observance of the provisions of this Act, the Statutes and the Regulations and he may exercise such powers as may be necessary for this purpose.

(5) The Vice-Chancellor shall be responsible for the presentation of the budget estimates and the statement of accounts to the Board.

(6) The Vice-Chancellor may take any action in any emergency which in his opinion calls for immediate action and shall in such a case and as soon as may be thereafter report the action so taken to the officer or authority who or which would ordinarily have dealt with the matter.

(7) Where any action taken by the Vice-Chancellor under sub-section (6) affects any person in the service of the University to his disadvantage, such person may prefer an appeal to the Board within thirty days from the date on which such person has notice of the action taken.

(8) The Vice-Chancellor shall give effect to the orders of the Board regarding the appointments, suspension and dismissal of officers, teachers and other employees of the University.

(9) The Vice-Chancellor shall be responsible for the proper administration of the University and for close co-ordination and integration of teaching, research and extension education.

(10) The Vice-Chancellor shall exercise such other powers as may be prescribed for carrying out the purpose of this Act.

23. *Extraordinary powers of the first Vice-Chancellor.*—(1) The first Vice-Chancellor shall for a period of two years from the date of his appointment or for such shorter period as may be determined by the Chancellor have the following powers, namely:—

(a) with the previous approval of the Chancellor, to constitute provisional authorities and bodies and on their recommendation to make rules for the conduct of the work of the University;

(b) subject to the control of the Chancellor, to make such financial arrangements and to incur such expenditure as may be necessary to give effect to the provisions of this Act;

(c) with the sanction of the Chancellor to make such appointments as may be necessary to give effect to the provisions of this Act;

(d) with the previous sanction of the Chancellor, to appoint such committees that he may consider necessary to discharge such of the functions as he may direct; and

(e) generally to exercise all or any of the powers conferred on the Board by this Act or the Statutes.

(2) Any order passed by the Vice-Chancellor in exercise of the powers under clause (b), clause (d) or clause (e) of Sub-section (1) shall continue to have effect after the expiry of the period specified under sub-section (1) until it is modified or set aside by the authority or body competent to pass such order under the provisions of this Act.

24. *The Pro-Vice-Chancellor.*—(1) If in the judgement of the Vice-Chancellor, it should be necessary to have a Pro-Vice-Chancellor in the discharge of the duties of the Vice-Chancellor, the Vice-Chancellor may recommend to the Board and the Board may approve the appointment of a Pro-Vice-Chancellor.

(2) The Pro-Vice-Chancellor shall be a whole-time salaried officer of the University.

(3) The Pro-Vice-Chancellor shall hold office for a term of four years and shall be eligible for re-appointment.

(4) The salary and other conditions of service of the Pro-Vice-Chancellor shall be prescribed by the Statutes.

(5) The Pro-Vice-Chancellor shall assist the Vice-Chancellor in respect of such matters as may be specified by the Vice-Chancellor in this behalf and he shall also exercise such powers and perform such duties as may be delegated to him by the Vice-Chancellor.

25. *The Registrar.*—(1) The Registrar shall be a whole-time officer of the University and shall be appointed by the Vice-Chancellor subject to the approval of the Board.

(2) The salary and allowances payable to the Registrar shall be such as may be prescribed.

(3) The Registrar shall be responsible for the due custody of the records and the common seal of the University.

(4) The Registrar shall be the *ex-officio* Secretary to the Academic Council and shall be bound to place before it all such information as may be necessary for the transaction of its business.

(5) The Registrar shall receive applications for entrance to the University, and shall keep a permanent record of all courses, curricula and other information as may be deemed necessary by the Academic Council.

(3) Members of the Academic Council, other than the members specified in clauses (a) to (f) of sub-section (2), shall hold office for a term of four years from the date of their appointment or nomination, as the case may be.

22. *Powers and duties of the Academic Council.*—Subject to the provisions of this Act and of the Statutes, the Academic Council shall have the following powers, duties and functions, namely:—

(1) to advice the Senate and the Syndicate on all academic matters;

(2) to make Regulations and to amend or repeal the same;

(3) to prescribe the courses of studies and qualification for teachers in the institutions maintained by the University and the constituent colleges;

(4) to prescribe the qualifications for admission of students to the various courses of studies and to the examinations and the conditions under which exemption may be granted:

(5) to make proposals for the instruction and training in such branches of learning as it may think fit;

(6) to make proposals for research and advancement and dissemination of knowledge;

(7) to make proposals for the institutions of Professorships Readerships, Lecturerships and other teaching and research posts required by the University;

(8) to make proposals for the institution of fellowships, travelling fellowships, scholarships, studentships, medals and prizes;

(9) to make proposals for determining what degrees, diplomas and other academic distinctions shall be granted by the University;

(10) to arrange for the co-ordination of studies and teaching in colleges and recognised institutions;

(11) to constitute a Council of Students' Affairs consisting of such number of teachers and students as may be prescribed by the Statutes to advice the Academic Council on matters relating to the welfare of the students;

(12) to exercise such other powers and perform such other duties as may be conferred or imposed on it by this Act or by the Statutes, Ordinances, Regulations and rules made thereunder.

23. *Faculties.*—(1) (a) The University may have such Faculties as may be prescribed by the Statutes from time to time;

(b) Each Faculty shall, subject to the control of the Academic Council, have charge of the teaching and the courses of study and research in such subjects as may be assigned to such Faculty by the Ordinances or Regulations.

(2) Each Faculty shall consist of not more than such number of members as may be prescribed by the Statutes.

(3) Each Faculty shall comprise such Departments of teaching as may be prescribed by the Ordinances.

(4) Subject to the provisions of this Act, each Faculty shall exercise such powers and perform such duties as may be prescribed by the Statutes.

24. *Deans of Faculties.*—(1) There shall be a Dean of each Faculty, who shall be elected by the Faculty in such manner and subject to such conditions as may be prescribed by the Statutes.

(2) The Dean of each Faculty shall be responsible for the due observance of the Statutes, Ordinances and Regulations relating to that Faculty.

(3) The Dean of a Faculty shall hold office for a term of four years.

25. *Boards of Studies.*—(1) There shall be a Board of Studies attached to each Department of Study in the University.

(2) The constitution and powers of the Boards of Studies shall be prescribed by the Statutes.

26. *Finance Committee.*—(1) There shall be a Finance Committee with the Vice-Chancellor as the Chairman to advice the University on any question affecting its finances.

(2) Subject to the provisions of this Act, the Constitution powers and functions of the Finance Committee and its procedure in Financial matters, including the delegation of its powers, shall be prescribed by the Statutes.

27. *Boards of Appointments.*—(1) There shall be a Board of Appointments for the purpose of making selections for appointment as Professors, Readers and Lecturers in the University Service, and for the purpose of making selections for recognising teachers of Constituent Colleges as Professors, Readers and Lecturers.

(2) When selection for appointments of Professors and Readers for any subject in the University Service is made, the Board shall consist of—

(a) The Vice-Chancellor who shall, ex-officio, be the Chairman; and

(b) Two persons, not connected with the University, who have expert knowledge in the subject preferably in the branch of specialisation, nominated by the Syndicate from out of a panel of experts suggested by the Board of Studies concerned.

(3) When selection for appointments of Lecturers for any subject in the University Service is made, the Board shall consist of—

(a) The Vice-Chancellor who shall, ex-officio, be the Chairman;

(b) The Head of the Department concerned;

(c) A person not connected with the University, who has expert knowledge in the subject preferably in the branch of specialisation, nominated by the Syndicate from out of a panel of experts suggested by the Board of Studies concerned.

(4) When selection for recognition of a teacher of a constituent college as a Professor, Reader or Lecturer is made, the Board shall consist of—

(a) The Chairman of a Governing Body of the College or a person nominated by such Governing Body, who shall be the Chairman of the Board;

(b) The Principal of the College;

(c) The Head of the Department concerned of the college, if he is a Professor in the subject, or one person who has expert knowledge in the subject nominated by the Governing Body of the College;

(d) The Head of the Department concerned of the University;

(e) One person who has expert knowledge in the subject preferably in the branch of specialisation, nominated by the Syndicate:

Provided that in the case of a constitulent College which is a Government College the Chairman shall be the Director of Collegiate Education or the Director of Technical Education, as the case may be, in charge of the college.

(5) The Board of appointments shall consider and submit to the Syndicate recommendations as to the selections referred to it.

(6) If the Syndicate considers that recommendations of the Board are not acceptable, it shall record its reasons and submit the case to the Chancellor for orders, and the orders of the Chancellor thereon shall be final.

CHAPTER V

STATUTES, ORDINANCES, REGULATIONS AND RULES

28. *The Statutes.*—Subject to the provisions of this Act, the Statutes may provide for all or any of the following matters, namely:—

(1) the constitution, functions and powers of the authorities of the University and such other bodies as may be declared to be authorities of the University from time to time;

(2) the election and continuance in office of the members of the said authorities or bodies, including the continuance in office of the first Members and the filling up of vacancies of members and all other matters relating to the said authorities or bodies for which it may be necessary or desirable to provide;

(3) the appointment, conditions of service, powers and duties of the Officers, teachers and other employees of the University;

(4) the conferment of Honorary Degrees;

(5) the holding of Convocations for conferring Degrees and Diplomas;

(6) the withdrawal of degrees, diplomas, certificates and other academic distinctions;

(7) the establishment, maintenance and abolition of Faculties, Departments, Hostels, Colleges and Institutions;

(8) the conditions under which Colleges may be admitted to the University as Constituent Colleges and the conditions under which such admissions may be withdrawn;

(9) the institution of Fellowships, Scholarships, Studentships, Exhibitions, Medals and Prizes;

(10) the procedure of election to the authorities and the procedure to be followed at meetings of such authorities or bodies including the quorum for the transaction of the business by them;

(11) the classification of teachers in the University and in the Constituent Colleges;

(12) the institution of Pension, Provident Fund or Gratuity Fund for the benefit of the employees of the University and the payment of compassionate gratuity or allowance to such of the employees of the University as are not eligible for the benefit of any pension and payment of compassionate gratuity to the dependents of deceased employees;

(13) acceptance and management of bequests, donations and endowments;

(14) the registration of Graduates and maintenance of the Register of Registered Graduates of different classes; and

(15) all other matters which by this Act are to be or may be provided for by the Statutes.

29. *Procedure for making Statutes.*—(1) The first Statutes of the University shall be made by the Government, by notification in the Official Gazette, and shall continue in force until amended or superseded by Statutes made by the Senate in accordance with the provisions of this section.

(2) The Senate may, from time to time, make new or additional Statutes or may amend or repeal Statutes in the manner hereinafter provided.

(3) The Senate may take into consideration the draft of a Statute either of its own motion or on a proposal of the Syndicate.

(4) The draft proposed by the Syndicate shall be considered by the Senate at its next meeting. The Senate may approve such draft and pass it or reject it or return it to the Syndicate for reconsideration either in whole or in part together with any amendment which the Senate may suggest.

(5) After the draft returned under Sub-section (4) has been further considered by the Syndicate together with any amendment suggested by the Senate, it shall be again presented to the Senate with the report of the Syndicate thereon and the Senate may then deal with the draft in such manner as it thinks fit.

(6) No Statute affecting the powers or duties of any authority or Officer of the University shall be considered by the Senate unless the draft of such Statute is referred by the Vice-Chancellor to such Authority or Officer concerned for expressing its or his views thereon within such period as may be specified in the reference or within such further period as the Vice-Chancellor may allow and the views, if any, so expressed duly considered.

(7) Every Statute passed by the Senate shall be submitted to the Chancellor who may give or withhold his assent thereto or refer it back to the Senate for reconsideration with such observations as he may make.

(8) No Statute passed by the Senate shall have validity until assented to by the Chancellor and it shall come into force on the date of its publication in the Official Gazette or such other date as the Chancellor may fix.

30. *Ordinances.*—Subject to the provisions of this Act and the Statutes, the Ordinances of the University may provide for all or any of the following matters, namely:—

(1) admission of students to the University and their enrolment as such;

(2) Courses of Study for all Degrees, Diplomas and certificates of the University;

(3) Degrees, Diplomas, Certificates and other academic distinctions to be awarded by the University, the qualifications for the same and the means to be taken relating to the granting and obtaining the same;

(4) fees to be charged for the courses of study in the University and for admission to the examinations, degrees and diplomas of the University;

(5) conditions relating to the award of fellowships, scholarships, studentships, exhibitions, medals and prizes;

(6) conduct of examinations including the terms of office, manner of appointment and the duties of examining bodies, examiners and moderators;

(7) conditions of residence of students of the University;

(8) special arrangements, if any, which may be made for the residence, discipline and teaching of women students and prescribing for them of special Courses of Study where necessary;

(9) emoluments, terms and conditions of service of employees of the University in so far as they are not provided for by the Statutes;

(10) management of Colleges and other institutions founded or maintained by the University;

(11) recognition, supervision and inspection of Constituent Colleges and recognised institutions;

(12) fees to be charged for the services rendered by the University;

(13) conditions for recognition of hostels not maintained by the University;

(14) health and discipline of students in the University, the Constituent Colleges and recognised institutions;

(15) rules to be observed and enforced by the Colleges and recognised institutions in respect of transfer of students; and

(16) all other matters which by this Act or by the Statutes are to be or may be provided for by the Ordinances of the University.

31. *Procedure for making Ordinances of the University.*—(1) The Syndicate shall have power to make Ordinances in the manner hereinafter provided.

(2) In making Ordinances, the Syndicate shall consult—

(a) the Board or Boards of Studies concerned when such Ordinances affect the appointment and duties of Examiners; and

(b) the Academic Council when such Ordinances are proposed by the academic council or affect council or affect the Courses of Study, conduct or standard or examination or the conditions of residence of the students.

(3) Every Ordinance made by the Syndicate shall be submitted to the Chancellor and shall be placed before the Senate at its next meeting. The Senate shall have power to cancel or to refer back any such Ordinance by a resolution passed by a majority of the total membership of the Senate and by a majority of not less than two-thirds of the members of the Senate present and voting. An Ordinance cancelled by the Senate shall from the date of passing of the resolution cease to have effect.

(4) The Syndicate shall not have power to amend any draft of an Ordinance proposed by the Academic Council but it may reject the proposal or return the draft to the Academic Council for reconsideration, either in whole or in part, together with such amendments as the Syndicate may suggest.

(5) When the Syndicate has rejected the draft of an Ordinance proposed by the Academic Council, the academic Council may appeal to the Chancellor who may direct that the Ordinance shall be laid before the next meeting of the Senate for its approval and he may further direct that pending such approval the Ordinance shall have effect from such date as may be specified in his order:

(6) If the Ordinance is not approved by the Senate at such meeting, it shall cease to have effect:

Provided that any action taken during the period when the Ordinance had effect under the preceding sub-section shall not become invalid thereby.

(7) The Chancellor may, by order, direct that the operation of an Ordinance under sub-section (5) shall be suspended until he has had an opportunity of considering the Ordinance further. An order of suspension under this sub-section shall cease to have effect on the expiration of one month from such order or on the rejection of the Ordinance by the Senate, whichever is earlier.

(8) The Chancellor, may, at any time after an ordinance has been considered by the Senate, signify to the Syndicate his disallowance of such Ordinance or any part of it and from the date of receipt by the Syndicate of intimation of such disallowance, such Ordinance or such part of it, as the case may be, shall cease to have effect.

(9) Save as provided in sub-sections (5), (6), (7) and (8), all Ordinances shall have effect from the date of their publication in the Official Gazette or such other date as the Syndicate may direct.

32. *Regulations.*—**(1) The Academic Council may, subject to the** approval of the Syndicate, make regulations consistent with this **Act and the Statutes and the Ordinances of the University.**

(2) The regulations may provide for exercising all or any of the powers enumerated in section 22 and in particular for the following matters, namely:—

(a) admission of students to the University;

(b) recognition of examinations and degrees of other Universities as equivalent to the examinations and degrees of the University;

(c) deciding the University Courses and Examinations and conditions on which students of the University or the constituent colleges or of other University Institutions shall be admitted to examinations, degrees, diplomas and certificates of the University;

(d) the granting of exemptions.

(3) Every regulation shall come into force on the date of its publication in the official Gazette or such other date as the Syndicate may direct.

33. *Rules.*—(1) Any of the authorities enumerated as (iv) to (vii) of section 13 of this Act and any other Board of the University may, subject to the approval of the Syndicate, make rules consistent with this Act and the Statutes, the Ordinances and the regulations made thereunder.

(2) The Rules may provide for—

(a) the giving of notices to the members of each authority or Board of the dates of meetings and of the business to be transacted at the meetings aud also for keeping a record of the proceedings of meetings;

(b) the procedure to be followed at the meetings and number of members required to form the quorum for the meetings;

(c) all matters solely concerning such authority or Board and not provided for by this Act, or the Statutes, the Ordinances or the Regulations made under this Act.

(3) The Syndicate may refuse to approve the rules submitted to it or may return them to the Authority or Board concerned for further consideration or may approve the rules without modifications or subject to such modifications as the Syndicate may deem fit.

(4) Every rule made under this section shall come into force on the date of its publication in the official Gazette or such other date as the Syndicate may direct.

CHAPTER VIII

STATUTES AND REGULATIONS

44. *Statutes.*—Subject to the provisions of this Act the Statutes may provide for all or any of the following matters, namely:—

(1) the constitution, powers and duties of the Authorities;

(2) the designation, powers, functions, duties, selection, manner of appointment and conditions of service of the officers other than the Vice-Chancellor;

(3) the classification and manner of appointment of teachers and non-teaching staff;

(4) the conferment and withdrawal of honorary degrees and academic distinctions;

(5) the establishment, amalgamation, sub-division and abolition of Faculties;

(6) the establishment of departments of teaching in the Faculties;

(7) the procedure of appointment, emoluments and conditions of service of the Vice-Chancellor and his powers;

(8) the establishment of a pension or provident fund or other insurance scheme for the benefit of officers, teachers and other employees of the University and the rules, terms and conditions of such funds or schemes;

(9) any other matter necessary for carrying out all or any of the purposes of this Act.

45. *Statutes how made.*—(1) The first Statutes shall be made by the State Government.

(2) Subject to the approval of the Board and the Chancellor, the Vice-Chancellor may from time to time make Statutes in addition to the first Statutes referred to in sub-section (1) and may amend or repeal any Statute in the manner hereinafter provided in this section.

(3) The Academic Council or the Board may propose to the Vice-Chancellor draft of any Statute to be made by the Vice-Chancellor:

Provided that no draft of a Statute concerning the internal working of the University shall be proposed by the Board until the University has been given opportunity to express its views on such proposal and any views so expressed have been considered by the Board.

(4) All Statutes made under this Act shall be published in the Gazette.

46. *Regulations*.—(1) The authorities of the University may by notification in the Gazette make Regulations consistent with this Act and the Statutes to provide for the following matters, namely:—

(a) the procedure to be observed at their meetings and the number of members required to form the quorum;

(b) the matters which by this Act or the Statutes have to be provided by Regulations;

(c) any other matter solely concerning such authorities and not provided for by this Act or the Statutes.

(2) Every authority of the University shall make Regulations providing for the giving of notice to the members of such authority of the dates of the meetings of the authority and the business to be transacted at such meetings and for keeping of a record of the proceedings of the meetings.

(3) The Academic Council may, subject to the provisions of this Act and the Statutes, make Regulations providing for courses of studies, system of examinations and award of degrees and diplomas of the University, after receiving drafts of the same from the Board of Studies concerned.

(4) The Academic Council shall not alter a draft of Regulations received from the Board of Studies but may reject the draft or may return it to the Board of Studies for further consideration together with the suggestions of the Academic Council.

(5) The Board may direct the amendment in such manner as it may specify of any Regulation or the annulment of any Regulations.

CHAPTER IX

MISCELLANEOUS

47. *Residence of students*.—Students shall reside in accommodations maintained by the University or which have been approved by the Director of Students Welfare, subject to such conditions as may be prescribed.

48. *Annual report*.—(1) The annual report of the University shall be prepared under the direction of the Vice-Chancellor and shall be submitted to the Board at least one month before the annual meeting at which it is to be considered.

(2) The Board shall, after consideration of the annual report forward it to the State Government with such comments as may be deemed necessary, and the State Government shall cause a copy of the report together with its comments to be laid before the State Legislature.

49. *Transfer of certain colleges and institutions to the University.*—(1) Notwithstanding anything contained in the Kerala University Act, 1969 (9 of 1969) or the Calicut University Act, 1968 (21 of 1968) or the Statutes, Ordinances, Regulations or orders made thereunder, the Agricultural College and Research Institute, Vellayani and the Kerala Veterinary College and Research Institute, Mannuthy, Trichur, shall as from such date as the Government may by notification in the Gazette specify, be disaffiliated from the Kerala University or the Calicut University, as the case may be, and shall be maintained by the Agricultural University of Kerala as constituent colleges.

(2) The control and management of the colleges specified in sub-section (1) shall as from the date notified under that sub-section be transferred to the University and all properties and assets and liabilities and obligations of the State Government in relation thereto shall stand transferred to, vest in, devolve upon, the University.

(3) The control and management of all research and educational institutions of the Departments of Agriculture, Animal Husbandry, Dairy Development, Fisheries, Forests and Co-operation and the Gram Sevak and Gram Sevika training centres in the State shall, as from such date as the State Government may by order specify, be transferred to the University and thereupon all the properties and assets and liabilities and obligations of the State Government in relation to such institutions shall stand transferred to, vest in or devolve upon, the University.

(4) Every person employed in any of the colleges specified in sub-section (1) or in any of the institutions referred to in sub-section (3), immediately before the date specified in the notification under, Sub-section (1) or the date specified in the order under sub-section (3), as the case may be, shall, as from that date, become an employee of the University:

Provided that such person shall be given the option, to be exercised within such time and in such manner as may be prescribed, either to be governed by the conditions of service applicable to him immediately before the date so notified or specified, as the case may be, or to be governed by such conditions of service as may be prescribed.

50. *Transitory provisions.*—Notwithstanding anything contained in this Act, or the Kerala University Act, 1969 (9 of 1969) or the Calicut University Act, 1968 (24 of 1968) or the Statutes and the Regulations made under any of the aforesaid enactments—

(1) any student who immediately before the date specified in the notification under sub-section (1) of section 49 was studying in any of the colleges affiliated to the Kerala University or the Calicut University for any degree, diploma or certificate of the Kerala University or the Calicut University shall be entitled to be examined

by and if on the results of such examination he qualifies, be entitled to be conferred with the corresponding degree, diploma or certificate, as the case may be, of the University establishel under this Act.

(2) notwithstanding anything contained in this Acl or the Statutes or Regulalions made thereunder, any student of any college specified in sub-seclion (1) of section 49 who is studying for any examination of the Kerala University or lhe Calicut University shalt be permitted to complete his course and preparation therefor and the University established under this Act shall make arrangements for holding for such students examinations for such periods as may be prescribed in accordance with the curricula of studies of the Kerala University or the Calicut University as the case may be, and such studenls shall appear al such examinations within two years of lhe normal period required for compleling the said course of studies.

51. *Delegation of powers.*—The Board may delegate to any Officer or authority of the University any of the powers conferred on it by this Act or by the Statutes to be exercised subject to such restrictions and condilions as may be prescribed.

52. *Removal of difficulties.*—(1) If any difficully arises in giving effect to the provisions of lhis Act, the State Government may by order published in the Gazette do anything not inconsistent with the provisions of this Act, which appears to them to be necessary or expedient for removing the difficulty:

Provided lhat no order shall be made under this section after the expiraton of three years from the date on which this Act comes into force.

(2) No order made under sub-section (1) shall be questioned in any court of law on the ground that no difficulty as is referred lo in the said sub-section existed or was required to be removed.

(3) Every order published under this section shall, as soon as may be after its publication, be laid before the Stale Legislature.

43. *Repeal and saving.*—(1) The Kerala Agricullural Universily Ordinance, 1970 (23 of 1970), is hereby repealed.

(2) Notwithstanding such repeal, anything done or any action taken uner the said Ordinance shall be deemed to have been done or laken under this Act.

STATEMENT OF OBJECTS AND REASONS

The Education Commission 1964-66 (Dr. Radhakrishnan Commission) has recommended the establishment of at least one Agricultural University in each State. Most of the States have implemented the recommendation. Falling in line with those States, the Government of Kerala also decided to establish an Agricultural University in the State in order to improve standards of instruction and research in agriculture and allied subjects, such as Veterinary Science, Home Science, Extension, etc. As the Legislative Assembly was not in session the Governor of Kerala promulgated the Kerala Agricultural University Ordinance, 1970 (Ordinance No. 23 of 1970), for the above purpose. The Bill seeks to replace the Ordinance by an Act of the Legislature.

The main features of the Bill are explained below:

The University will be an autonomous body free from external control with democratic administrative system. Its headquarters will be at Mannuthy in Trichur District. All colleges, research and teaching institutions and extension stations coming under the authority and jurisdiction of the University will form constituent units of the University and will be under the full management and control of the officers and authorities of the University. No college or research or experimental station or other institution will be recognised as an affiliated unit. The Agricultural College and Research Institute, Vellayani and the Kerala Veterinary College and Research Institute, Mannuthy, will become constituent colleges of the University from such date as may be specified by the Government. The control and management of such colleges and of research and education institutions of the Department of Agriculture, the Department of Animal Husbandry, the Department of Fisheries and the Department of Forests and the Gramsevak and Gramsevika Training Centres in the State will be transferred to the University along with all properties, assets and liabilites in relation thereto. On the transfer of the colleges and other institutions, the staff working therein will become employees of the University subject to the condition that they will have option to be governed by the conditions of service applicable to them immediately before such transfer or by such conditions as may be prescribed.

The University has the tri-partite functions of education, research and extension education. The extension function of the Department of Agriculture will not however be affected by the University taking over the extension education programme.

The main objects, powers and functions of the University are the following:—

(a) to make provision for imparting education in different branches of study, particularly agriculture, horticulture, veterinary and animal science, agricultural engineering, home science and other allied sciences;

(b) to further the advancement of learning and prosecution of research particularly in agriculture and other allied sciences;

(c) to institute degrees, diplomas and other academic distinctions;

(d) to institute courses of study for such degrees, diplomas, etc., and to hold examinations therefor and to confer the degrees, diplomas etc;

(e) to provide lectures and instructions to field workers, village leaders and other persons not enrolled as regular students of the University; and

(f) for such other purposes as the State Government may by notification determine.

The authorities of University are the Board of Management, the Academic Council and the Board of Studies of each faculty. The Board of Management will be in charge of the general administration of the University, while the Academic Council will be in charge of the academic affairs. The University will have faculties of basic sciences and humanities, agriculture, veterinary and animal science, home science, fisheries, forestry, co-operation and agricultural engineering and technology and such other faculties as may be prescribed. Each faculty will have a Board of Studies.

Powers have been vested in the Government to cause inspection of the colleges, hostels and other institutions and of teaching and other functions of the University and also to cause any enquiry to be made in respect of any matter connected with the administration and finances of the University. The Government have also been empowered to give directions to the University in case it fails to take action as advised by the Government on the basis of an inquiry caused to be conducted by them.

The University will have a general fund and a foundation fund. Income from fees, endowments and grants and contributions made to general fund will be credited to the general fund. The foundation fund will consist of grants made by the Central Government and the State Government for being credited to that fund. The University may also have such other funds as may be prescribed.

The University will have a Finance Committee consisting of the Vice-Chancellor, the Finance Secretary to Government, the Comptroller, and two members chosen by the Board one from among the non-official members and the other from among the ex-officio members of the Board. The main functions of the Finance Committee are to examine the annual accounts and the budget estimates of the University and to advise the Board thereon, to review the financial position of the University and to make recommendations to the University on matters relating to the finances of the University.

The University will have to submit to the Government the annual accounts and the balance-sheet of the University. The Government shall cause it to be audited by the Accountant-General or such chartered Accountant as may be appointed for the purpose. The University has also to submit a copy of the accounts and the audit report to the Government along with the statement of action taken by the University on the audit report, and the State Government will lay the same before the State Legislature.

FINANCIAL MEMORANDUM

Sub-clause (5) of clause 41 of the Bill provides that the State Government shall every year make non-lapsable lump sum grants to the University as follows:—

(a) a grant not less than the next expenditure incurred in the year 1969-70 on such of the activities and institutions of the agricultural, animal husbandry and other Government Departments as are transferred to the University;

(b) a grant not less than the estimated net expenditure of pay and allowances of the staff, contingencies, supplies and services of the University, other than in respect of the activities in the institutions referred to in clause (a);

(c) a grant to meet such additional items of expenditure, recurring and non-recurring, as the Government may deem necessary for the proper functioning of the University.

Sub-clause (6) of clause 41 enjoins that the Government shall also make a non-lapsable lump sum grant to the University in respect of schemes included in the Fourth Five Year Plan and transferred for implementation by the University of an amount equal to the net outlay as shown in the annual plan.

The amount of the funds already provided under research and teaching in the departments of agriculture and animal husbandry is three hundred and ninety lakhs rupees. It is proposed to transfer this fund to the University fund as the grant referred to in item (a) mentioned above. It is also propose to give a non-recurring grant of one hundred lakhs of rupees for acquisition of land for the purposes of the University, construction of buildings thereon and towards the lump sum grant referred to in sub clause (6) and the recurring grant of twenty lakhs of rupees towards the pay and allowances of the staff, contingency, supplies and services of the University.

Sub-clause (7) of clause 41 provides that adjustments may be made for the anticipated assistance from the Central Government and other agencies for sponsoring schemes included in the Fourth Five Year Plan and transferred for implementation by the University. The grant expected on this account from the Government of India and the Indian Council for Agricultural Research is two hundred lakhs rupees annually. It is estimated that the State Government may have to advance fifty lakhs of rupees annually pending receipt of the grant from the Government of India and the Indian Council for Agricultural Research. This amount will be refunded to the Government after the grant is received from the Government of India and the Indian Council for Agricultural Research.

It is proposed that a part of the area to be acquired for the campus of the University will be planted with rubber and pepper. The main object of this is to enable the University to conduct research work on these crops. This would *inter alia* provide a steady annual income of about ten lakhs of rupees.

MEMORANDUM REGARDING DELEGATED LEGISLATION

Clause 44 specifies the matters in respect of which statutes may be made. They are *inter alia*—

(1) the constitution, powers and duties of the Authorities:

(2) the designation, powers, functions, duties, selection, manner of appointment and conditions of service of the officers other than the Vice-Chancellor;

(3) the classification and manner of appointment of teachers and non-teaching staff;

(4) the establishment, amalgamation, sub division and abolition of Faculties;

(5) the procedure of appointment, emoluments and conditions of service of the Vice-Chancellor and his powers;

(6) academic standards for persons to be admitted in, or to be retained on the rolls of the University (Clause 6);

(7) the manner in which persons may be co-opted as members of the academic council and the term of office of such members [Clause 12 (3)];

(8) the manner of choosing the Deans of Faculties; the period for which the Deans may hold office and the conditions of their service (Clause 29);

(9) condititions subject to which the Director of Students Welfare may approve accommodations for students (Clause 47);

(10) restrictions and conditions subject to which any of the powers conferred on the Board may be delegated to any officer or authority of the University (Clause 51).

Clause 45 (1) empowers the Government to make the first statutes and clause 45(2) empowers the Vice-Chancellor to make subsequent statutes with the approval of the Board and the Chancellor.

Clause 46 empowers the various authorities of the University to make regulations consistent with the Act and the statutes. The matters in respect of which such Regulations may be made are the following:—

(a) the procedure to be observed at the meetings of the authority and the number of members required to form the quorum;

(b) the matters which by the Act or the Statutes have to be provided by regulations:

(c) any other matter solely concerning the authority, and not provided for by the Act or the Statutes.

Clause 49 empowers the Government to notify the date from which the colleges and institutions mentioned therein are to be transferred to the University.

Clause 52 empowers the Government to issue any order for the purpose of removing any difficulty that may arise in giving effect to the provisions of the Act.

The matters in respect of which rules may be made or orders may be issued are all matters of procedure and detail or of an administrative character. The delegation of legislative power is thus of a normal character.

N. K. BALAKRISHNAN.